



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE

REFER TO FILE: **C-1**

October 5, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ACCEPTANCE OF PUBLIC WORKS CONTRACTS
SUPERVISORIAL DISTRICTS 2 AND 4
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

Ratify changes in work and accept completed contract work under the following construction contracts:

Project ID No. RDC0011120 - Second Street over Alamitos Bay, City of Long Beach (4), Banshee Construction Company, Inc., with changes amounting to a credit of \$4,741, and a final contract amount of \$3,092,315.68.

Project ID No. SMDACO0095 - Budlong Avenue, et al., Sanitary Sewers, vicinity of Athens (2), PPR, with changes in the amount of \$4,504.28, and a final contract amount of \$160,649.04.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This action is to obtain Board ratification of Director-approved changes in public works contracts and Board acceptance of the work of the contracts in compliance with the provisions of the Public Contract Code. Included in the enclosures are project and contract data, the scope of work of changes to be ratified, and the work of the contracts to be accepted.

The Director of Public Works has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Enclosed for your ratification are changes in work which I ordered for Project ID Nos. RDC0011120 and SMDACO0095.

The projects have been completed, and it is recommended that your Board accept them on the dates indicated in the enclosures.

Implementation of Strategic Plan Goals

The acceptance of these construction contracts is consistent with the County Strategic Plan Goal of Service Excellence since acceptance of these completed contracts will provide improved infrastructure to better serve the public.

FISCAL IMPACT/FINANCING

The modifications to the contract amount are a credit of \$4,741.00 and an increase in the amount of \$4,504.28, while the total values of the contracts are \$3,092,315.68 and \$160,649.04.

Ratification of the changes in work and acceptance of the work of the respective contracts by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for each of the respective projects to cover the costs of the changes and the total value of each of the contracts. Detailed cost breakdowns for each of the changes together with contract cost summaries are included in the enclosures.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Each of these contracts for the construction of public works improvements was awarded by your Board to the lowest responsible bidder in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Director of Public Works.

ENVIRONMENTAL DOCUMENTATION

The changes in the work as described above and in the enclosures are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

CONTRACTING PROCESS

Each contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of each of the changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the enclosures.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Ratification of the requested changes and acceptance of the work of the contracts by your Board will ensure the timely closeout of the respective contracts, releasing Departmental and County assets for other construction-related activities.

The Honorable Board of Supervisors
October 5, 2004
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CONCLUSION

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Interim Director of Public Works

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Enc. 2

cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

ACCEPTANCE OF CONTRACT

October 5, 2004

PROJECT ID NO. RDC0011120, SECOND STREET OVER ALAMITOS BAY
(City of Long Beach), Supervisorial District 4,

Contractor: Banshee Construction Company, Inc., 1600 East Steel Road, Colton, California 92324

Project Description:

Seismic retrofitting of the Second Street bridge over the Alamitos Bay Channel.

Changes in Work:

Variations in Bid Quantities (\$4,741.00)

Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for this item were based on contract unit prices.

Project Completion Date:

The contractor completed the project on February 17, 2004, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

The contractor completed the project eight days after the required milestone completion date. The project specifications provide for the assessment of liquidated damages of \$1,500.00 per day for each calendar day in excess of the contract milestone date; therefore, we assessed liquidated damages in the amount of \$12,000.00. The contractor does not dispute this assessment.

Final Contract Amount:

Original contract amount	\$2,999,973.25
Actual cost of changes in work previously approved by the Board	109,083.43
Changes in work authorized by Director of Public Works	(4,741.00)
Deduction for liquidated damages	<u>(12,000.00)</u>
FINAL CONTRACT AMOUNT	<u>\$3,092,315.68</u>

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ACCEPTANCE OF CONTRACT
October 5, 2004

PROJECT ID NO. SMDACO0095, BUDLONG AVENUE, ET AL., SANITARY SEWERS
(in the vicinity of Athens), Supervisorial District 2

Contractor: PPR, 5525 East Gibraltar Street, Ontario, California 91764

Project Description:

Cleaning, video inspection, and lining of existing sanitary sewers.

Changes in Work:

(1) Variations in Bid Quantities	(\$ 34.94)
(2) Mortar Removal	<u>4,539.22</u>
Total	<u>\$4,504.28</u>

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) It was necessary for the contractor to remove excess mortar at various locations within the interior of the sewer lines.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was based on time and materials methods as provided in Subsection 3-3 of the contract specifications.

No additional working days were required because of these changes.

Project Completion Date:

The contractor completed the project on August 18, 2004, in accordance with the plans and specifications.

Final Contract Amount:

Original contract amount	\$156,144.76
Changes in work authorized by the Director of Public Works	<u>4,504.28</u>
FINAL CONTRACT AMOUNT	<u>\$160,649.04</u>

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